IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

Bail Appl..No. 3137 of 2007()

CMP.2837/2007 of J.M.F.C.-I,KANJIRAPPALLY

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PETITIONER/ACCUSED

RAJESH P.B., S/O.BALAKRISHNAN,
SRAMBICKAL HOUSE (THAZHATHUVEETIL),
MEVADA P.O. MENACHIL, PALA, KOTTAYAM.

BY ADV. SRI.K.BABU THOMAS

RESPONDENTS: COMPLAINANT

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1. STATE OF KERALA, REP.BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THE STATION HOUSE OFFICER,
PALA POLICE STATION,
KOTTAYAM DISTRICT.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 25/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application No.3137/2007

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DATED: 25-05-2007

O R D E R

The petitioner, who is accused in Crime No.199/2007 of Pala Police Station for offences punishable under Sections 55(a) and (i) of the Abkari Act for allegedly having been found in possession of 3.750 litres of indian made foreign liquor inside the Maruthi car parked near the rubber planatation together with two empty bottles and two glass tumblers obviously intended for sale, seek enlargement on bail. He was arrested on 16.5.2007.

2. Learned Public Prosecutor opposed the application.

3. It is too early to accept the petitioner's contention that the case of the prosecution is false and the petitioner has been falsely implicated in the case. I am not satisfied that the grounds enumerated under Clause (b)(ii) of Section 41A of the Abkari Act are present in this case so as to justify the release of the petitioner on bail. This petition is accordingly dismissed.

V.RAMKUMAR, JUDGE

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V.RAMKUMAR,

JUDGE.

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